

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

-----X  
DAMON TAYLOR,

Plaintiff,

-against-

ORDER  
19-CV-5127 (JS) (AKT)

VERA FLUDD, Sheriff, Nassau County  
Correctional Center;

Defendants.

-----X  
APPEARANCES

For Plaintiff:       Damon Taylor, pro se  
                          1900-3514  
                          Nassau County Correctional Center  
                          100 Carman Avenue  
                          East Meadow, New York 11554

For Defendant:       No appearance.

SEYBERT, District Judge:

By Memorandum and Order dated January 9, 2020 ("the Order"), the Court sua sponte DISMISSED the Complaint filed by incarcerated pro se plaintiff Damon Taylor ("Plaintiff") and GRANTED Plaintiff leave to file an Amended Complaint within thirty (30) days from the date of the Order. (Order, D.E. 6.) The Order warned Plaintiff that judgment shall enter without further notice if an Amended Complaint is not timely filed. (Order at 11.)

The Order was mailed to Plaintiff at his address of record, and, on January 24, 2020, it was returned to the Court marked "Discharged/Return to Sender/Discharged." (D.E. 9.) On February 3, 2020, a letter sent to Plaintiff at the same address

was also returned to the Court with the same notations. (D.E. 10.)

To date, Plaintiff has not updated his address nor has he complied with the Order by filing an Amended Complaint. Accordingly, the Clerk of the Court is directed to ENTER JUDGMENT AND CLOSE this case and to mail a copy of this Order to the pro se Plaintiff at his last known address.

The Court certifies pursuant to 28 U.S.C. § 1915(a)(3) that any appeal from this Order would not be taken in good faith and therefore in forma pauperis status is DENIED for the purpose of any appeal. See Coppedge v. United States, 369 U.S. 438, 444-45, 82 S. Ct. 917, 8 L. Ed. 2d 21 (1962).

SO ORDERED.

/s/ JOANNA SEYBERT  
JOANNA SEYBERT, U.S.D.J.

Dated: April 10, 2020  
Central Islip, New York